

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JIMMY LEWIS THOMAS,

Plaintiff,

v.

CASE NO. 06-10932
HONORABLE PATRICK J. DUGGAN

GLEND A MERRITT and
SHERRY SCOTT,

Defendants.

**OPINION AND ORDER DENYING AS MOOT PLAINTIFF'S MOTION TO
DISMISS DEFECTIVE 42 U.S.C. § 1983**

At a session of said Court, held in the U.S.
District Courthouse, Eastern District
of Michigan on June 9, 2006.

PRESENT: THE HONORABLE PATRICK J. DUGGAN
U.S. DISTRICT COURT JUDGE

Plaintiff filed this *pro se* civil rights complaint under 42 U.S.C. § 1983. On May 30, 2006, this Court issued an opinion and order dismissing Plaintiff's complaint. Judgment was issued on the same date. On June 5, 2006, Plaintiff filed a motion asking the Court to dismiss his complaint without prejudice. As the Court already dismissed the complaint, Plaintiff's motion is moot. Accordingly,

IT IS ORDERED, that Plaintiff's "Motion to Dismiss Defective 42 U.S.C. § 1983" is **DENIED AS MOOT**.

s/PATRICK J. DUGGAN
UNITED STATES DISTRICT JUDGE

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